



Order Filed on June 15, 2017 by
Clerk U.S. Bankruptcy Court
District of New Jersey

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

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In Re:

JAMES H. GIANNINOTO

Debtor.

CHAPTER 7

CASE NO. 14-35883

JUDGE: John K. Sherwood, U.S.B.J.

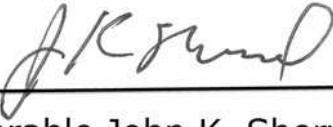
Hearing Date: 6/13/17 @ 10:00 AM

ORDER SETTLING CONTROVERSY

The relief set forth in the following pages numbered two (2) through three (3) is hereby

ORDERED.

DATED: June 15, 2017


Honorable John K. Sherwood
United States Bankruptcy Court

Debtor: James H. Gianninoto
Case No.: 14-35883 JKS
Caption of Order: Order Settling Controversy

THIS MATTER being opened to the Court by Kopelman & Kopelman LLP (Michael S. Kopelman, Esq. appearing for Chapter 7 Trustee, John W. Sywilok in the presence of Buckley Madole P.C. (Richard P. Haber, Esq. appearing) attorneys for JP Morgan Chase Bank National Association (“Chase”) and Wendy P. Gianninoto, *pro se*, (“Wendy”) and the Court having conducted a settlement conference on June 13, 2017 resulting in a settlement which settlement was placed on the record on June 13, 2017, and good and sufficient cause appearing,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Provided no appeal is filed from this order, 15 days from the date of this order, the Chapter 7 Trustee, John W. Sywilok shall pay Wendy, surviving spouse of the debtor, James H. Gianninoto, the sum of \$21,945.00 representing the debtor’s exemption claim in his former residence located at 19 Glenwood Road, Upper Saddle River, New Jersey 07458.
2. Provided no appeal is filed from this order, 15 days from the date of this order, the Chapter 7 Trustee, John W. Sywilok shall pay Chase the sum of \$10,620.47, representing one half of its claim for payment of an administrative expense in the amount of \$21,240.95 representing the amount Chase paid on account of post-petition taxes and insurance premiums on behalf of the Gianninotos.
3. Wendy and Chase agree not to object to Trustee’s request for payment of commissions and Trustee’s counsel’s fee application both to be filed.
4. Trustee waives his 11 U.S.C. § 506 (c) claim against Chase.
5. This order settles all outstanding claims by and between the parties.

6. The Clerk shall serve notice of the entry of this order upon the Debtor, the Debtor's attorney, the United States Trustee and any other party who entered an appearance in this matter.

In re:
James H. Gianninoto
Debtor

Case No. 14-35883-JKS
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0312-2

User: admin
Form ID: pdf903

Page 1 of 1
Total Noticed: 1

Date Rcvd: Jun 15, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 17, 2017.

db +James H. Gianninoto, 153 Valley Street, Ste Unit 402, South Orange, NJ 07079-2846

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 17, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 15, 2017 at the address(es) listed below:

David A. Niles on behalf of Defendant JPMORGAN CHASE David.Niles@fnf.com
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Eamonn O'Hagan on behalf of Defendant Internal Revenue Service eamonn.ohagan@usdoj.gov
James H. Gianninoto on behalf of Cross-Claimant Wendy Gianninoto james.gianninoto@gmail.com,
James H. Gianninoto on behalf of Interested Party Wendy P. Gianninoto
james.gianninoto@gmail.com,
James H. Gianninoto on behalf of Cross Defendant Wendy Gianninoto james.gianninoto@gmail.com,
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Michael S. Kopelman on behalf of Accountant Lloyd F. George kopelaw@kopelmannj.com
R. A. Lebron on behalf of Creditor JPMORGAN CHASE BANK, NATIONAL ASSOCIATION
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Scott S. Rever on behalf of Debtor James H. Gianninoto srever@wjslaw.com,
srever@ecf.inforuptcy.com;dmendez@wjslaw.com;dmendez@ecf.inforuptcy.com

TOTAL: 24